

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION

HENRY WATKINS SKINNER,)
vs.)
Plaintiff,)
LYNN SWITZER, District Attorney) Civil Action No. 2:09-CV-00281
for the 31st Judicial District)
of Texas,)
Defendant.)

**PLAINTIFF'S CROSS-MOTION
FOR PARTIAL SUMMARY JUDGMENT**

Pursuant to Fed. R. Civ. P. 56(a) and Local Rule 56.3, Plaintiff Henry Watkins Skinner hereby moves for summary judgment on the first of the two claims for relief set forth in his Complaint. Plaintiff respectfully submits that there are no disputed issues of fact regarding that claim and that Plaintiff is entitled to summary judgment as a matter of law, for all the reasons set forth in Section II of Plaintiff's Brief in Opposition to Defendant's Motion for Summary Judgment and in Support of Plaintiff's Motion for Partial Summary Judgment, filed simultaneously with this motion. Plaintiff also is filing with this motion a proposed order.

Respectfully submitted,



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Counsel for Plaintiff

Date: July 14, 2011

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ORDER

The Court, having considered the Defendant's Motion for Summary Judgment, the Plaintiff's Cross-Motion for Partial Summary Judgment, and all of the briefs, appendices and other supporting or opposing documentation submitted by the parties in connection therewith, ORDERS as follows:

Defendant's Motion for Summary Judgment is DENIED. Plaintiff's Cross-Motion for Partial Summary Judgment is GRANTED. Judgment shall be entered for Plaintiff with regard to the first cause of action set forth in his complaint.

Entered this _____ day of _____, 2011.

United States District Judge

CERTIFICATE OF SERVICE

On July 14, 2011, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, Amarillo Division, using the electronic case filing system of the Court. I hereby certify that I have served all counsel of record electronically in accordance with Federal Rule of Civil Procedure 5(b)(2)(E).



Robert C. Owen